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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/630,282	07/30/2003	Richard Martin Jacobson	A01395	9705
7590 Rohm and Haas Company 100 Independence Mall West Philadelphia, PA 19106				
EXAMINER				
QAZI, SABIHA NAIM				
ART UNIT		PAPER NUMBER		
1612				
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11/03/2008		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: RICHARD MARTIN, MARTHA JEAN KELLY,
AND WILLIAM NIXON JAMES JR.

Application No. 10/630,282
Technology Center1612

Mailed: October 31, 2008

Before DELORES LOWE, *Review Team Paralegal*
LOWE, *Review Team Paralegal*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on August 18, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

On April 29, 2008, an Examiner's Answer was entered to the record. On page 2, the examiner stated that "[t]he appellant's statement of the status of amendments after final rejection contained in the brief is correct". However, on April 16, 2007, the appellants filed an amendment after final rejection. A review of the file reveals that there is no indication that the amendment after final rejection has been considered. Clarification of the status of the amendment is required. The Examiner shall notify the appellants, in writing whether or not the amendment filed April 16, 2007 has been entered.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

1) for clarification of whether there is or is not to be entry of the amendment filed April 16, 2008;

2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DAL

Application No. 10/630,282

ROHM AND HAAS COMPANY
100 INDEPENDENCE MALL WEST
PHILADELPHIA, PA 19106